

**Georgetown Board of Appeals (BOA)
Minutes of December 8, 2010, Meeting**

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Chair Kate MacKay called the meeting to order at 10:00 a.m.

Members present: Chair **Kate** MacKay, Secretary **Dave** Fluharty, Full members **Jack** Swift, **Ole** Jaeger, and **Lindsay** Dorney and Alternate member **Rick** Cliffe.

Members Absent: Full member Alternate member Chester Horne.

Others present: **Bill** Plummer, Board of Selectmen Liaison

Meeting Opening.

- Chair Kate MacKay declared a quorum was present.
- Kate and other members welcomed Jack's return to Board meetings.
- Kate announced that Rick has been sworn in as an alternate member and introduced him to Jack.
- Kate informed members that Bill Plummer was the Board of Selectmen liaison to the BOA.

Minutes of the September 22, 2010, Meeting.

- Board members reviewed the minutes of its September 22 meeting.
Motion: To accept the September 22 meeting minutes as presented.
Moved by Ole, second by Lindsay. Vote: 5-0 for approval.
- Dave informed members that he has forwarded to Mary McDonald the Board's 2009-2010 report for the Town's *Annual Report*.

Rules of Procedure.

- Members confirmed that Dave will attach the adopted the *Rules of Procedure* to the September minutes and to the Town Clerk.
- Members discussed Rick's table summarizing the appeals process for distribution to appeal applicants. They asked Dave to request the Town Clerk distribute it with appeal applications.
- Dave ask members to review his "Member's Resources" handout for discussion at the next meeting.

Wanda K. Haddock Appeal.

- Kate advised members that the Superior Court had remanded the appeal to the Planning Board (PB), which will meet on December 15 to fulfill the Court's order. Board members agreed the PB's record would likely go directly to the Court without BOA review, but members should still refrain from discussing the case.
- Kate then noted that Justice Horton had also remanded the Plaintiff's January 2010 Building Permit Application to the Code Enforcement Officer (CEO) "for findings of facts, conclusions and a decision." The Court did not retain jurisdiction over this issue "meaning that any appeal in that matter will need to be pursued in a new AP action." Members agreed that an appeal of the CEO's decision to the Board is possible.

Questions About Variance Request and Ordinance Revisions.

- Bill advised members that the Board of Selectmen could wait until the annual Town Meeting to amend Town ordinances. The Board has recommended changes to several ordinances and members remained doubtful that the Planning Board would act positively on the proposals. The consensus of the Board was that it must pursue any changes through the public hearing process.
- Kate advised that she had invited the PB Chair to attend a Board meeting to discuss ways to make the variance request process more effective and that he was receptive to a meeting. Members agree that she should invite the PB Chair to the next meeting and limit the discussion to procedures.

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New Business.

- Dave reminded members that at previous meetings they had asked him to keep notes on possible changes to the Board of Appeals Ordinance. With only several minor changes, he asked members to review the Ordinance for discussion at the next meeting.

Next Meeting.

- Kate set the Board's next meeting for 10:00 a.m. on Wednesday, January 19, 2011, in the Town Conference Room. The agenda will be administrative matters, including appeal application review if received.

Adjourn.

Motion to adjourn: Moved by Lindsay, second by Ole. Vote: 5-0 for approval.

Adjourned at 10:45 p.m.

Attachment: None

Approved by the Board: January 20, 2011.

Copies to after approval:

Board of Selectmen

Administrative Assistant to the Board of Selectmen

Chair, Planning Board

Code Enforcement Officer/Web Manager